

Message Text

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42

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FM SECSTATE WASHDC

TO AMEMBASSY STOCKHOLM

UNCLAS STATE 212327

E.O. 11652: N/A

TAGS: CGEN, TBIO, OTRA, SW

SUBJECT: DR. AGNETA PHILIPSON, SWEDISH PHYSICIAN

REF: STOCKHOLM 4389

1. DEPT. IS IN NO POSITION TO GIVE "CLARIFICATION AND ASSURANCE" THAT DR. PHILIPSON WILL NOT BE SUBJECT TO ARREST WHEN SHE ARRIVES NEW YORK. IN FACT, DEPT. LEGAL OFFICERS, AS OFFICERS OF COURT, MIGHT HAVE MORAL OBLIGATION TO REPORT PRESENCE OF INDICTED FUGITIVE IN U.S. TO MASSACHUSETTS AUTHORITIES.

2. DEPT. CAN ONLY ADVISE DR. PHILIPSON TO CONSULT MASSACHUSETTS AUTHORITIES OR CO-DEFENDANTS OR COMPETENT PRIVATE ATTORNEY FOR LEGAL ADVICE. IN VIEW OF RECENT CHANGE IN HEW GUIDELINES ON FETAL RESEARCH SHE MIGHT INQUIRE INTO STATUS OF CASE, I.E., WHETHER INDICTMENT IS STILL OUTSTANDING AND WHETHER IT IS FOR A FELONY OR MISDEMEANOR. THEORETICALLY, IF MASSACHUSETTS AUTHORITIES ARE INFORMED SHE WILL BE ENTERING U.S. AT KENNEDY, SHE IS SUBJECT OF FELONY INDICTMENT, THEY COULD MAKE INTERSTATE RENDITION REQUEST OF NEW YORK STATE. ROBINSON

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